## IN THE UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEBRASKA

UN	IITED STATES OF AMERICA	) 0.07CD400		
	Plaintiff,	) 8:07CR100 )		
	vs.	) DETENTION ORDER		
EL	EUTERIO CAVADA-RODRIGUEZ,			
	Defendant.	<b>'</b>		
A.	. <u>Order For Detention</u> After conducting a detention hearing pursuant to 18 U.S.C. § 3142(f) of the Bail Reform Act on March 27, 2007, the Court orders the above-named defendant detained pursuant to 18 U.S.C. § 3142(e) and (i).			
B.	Statement Of Reasons For The Detention  The Court orders the defendant's detention because it finds:  X By a preponderance of the evidence that no condition or combination of conditions will reasonably assure the appearance of the defendant as required.  X By clear and convincing evidence that no condition or combination of conditions will reasonably assure the safety of any other person or the community.			
C.	of a felony in violation of sentence of ten years imp  (b) The offense is a crime of the offense involves a nation of the offense involves a large of the offe	nd includes the following: e offense charged: n of a firearm after having been convicted f 18 U.S.C. § 922(g) carries a maximum prisonment. violence. arcotic drug. rge amount of controlled substances, to wit:		
	may affect wheth  X The defendant h  X The defendant h  X The defendant is  The defendant of ties.  Past conduct of to the defendant h  X The defendant h  Court proceeding	of the defendant including: appears to have a mental condition which her the defendant will appear. as no family ties in the area. as no steady employment. as no substantial financial resources. not a long time resident of the community. does not have any significant community the defendant: as a history relating to drug abuse. as a history relating to alcohol abuse. as a significant prior criminal record. has a prior record of failure to appear at		

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		Release pending trial, sentence, appeal or completion of sentence.
(c)	Other F	actors:
( )	<u>X</u>	The defendant is an illegal alien and is subject to deportation.
		The defendant is a legal alien and will be subject to deportation if convicted.
	<u>X</u>	The Bureau of Immigration and Custom Enforcement (BICE) has placed a detainer with the U.S. Marshal. Other:

X (4) The nature and seriousness of the danger posed by the defendant's release are as follows: The nature of the charges in the Indictment and the defendant's prior criminal history.

## D. Additional Directives

Pursuant to 18 U.S.C. § 3142(i)(2)-(4), the Court directs that:

- The defendant be committed to the custody of the Attorney General for confinement in a corrections facility separate, to the extent practicable from persons awaiting or serving sentences or being held in custody pending appeal; and
- 2. The defendant be afforded reasonable opportunity for private consultation with counsel; and
- 3. That, on order of a court of the United States, or on request of an attorney for the government, the person in charge of the corrections facility in which the defendant is confined deliver the defendant to a United States Marshal for the purpose of an appearance in connection with a court proceeding.

DATED: March 27, 2007. BY THE COURT:

s/Thomas D. Thalken United States Magistrate Judge